

RECEIVED

NOV 09 2010

OFFICE OF PETITIONS

RECEIVED  
CENTRAL FAX CENTER

NOV 03 2010

To:

Mail Stop: Petition  
Commissioner for Patents  
P O Box 1450  
Alexandria, VA 22313-1450

Via facsimile: 571 273-8300

From:

Luis Orlando De Jesús Pittau  
Paraguay 3462 PPB "G"  
Ciudad Autónoma de Buenos Aires  
Argentina

In re: Patent No. 6,276,549  
Issue date: August 21, 2001  
Application No. 09/009,2327  
Filed: January 20, 1998

For: MODULAR CONTAINER THAT CAN BE INTERCONENCTED, FOR MULTIPLE  
USES

**RENEWED PETITION TO REVIVE UNDER 37 CFR 1.137(C)**

Sir:

Applicant hereby petitions for reconsideration of the September 07, 2010, Dismissal of the petition for revival of the above-identified application under 37 CFR 1.137(b) (see attachment A).

The Decision indicates that Applicant did not properly provide sufficient facts to show that the delay was unavoidable.

In addition, the Decision indicated that since the Petitioner paid the Maintenance Fees within 24 months of the date of expiration of the patent, the Petitioner has an alternate remedy under the unintentional provision of 37 CFR 1.378(c) which does not require a showing of the delay in timely paying the maintenance fee in order to reinstate the patent. Furthermore, the Decision indicated that \$700.00 surcharge already submitted would be applied to the \$1,640.00 fee owned under 37 CFR 1.378 (c),

RECEIVED  
CENTRAL FAX CENTER

NOV 03 2010

US Patent No. 6,276,549

leaving a balance of \$940.00.

In view of the above, the Petitioner is submitting herewith:

1. A petition to accept unintentionally delayed payment of the maintenance fee in an expired patent under 37 CFR 1.378(c).
2. A surcharge balance of \$940.00 as indicated by the Decision;

The Petitioner respectfully indicates that the abandonment of the subject Patent was unintentional.

Finally, the Petitioner respectfully request that all correspondence regarding this Patent be mailed to:

Luis Orlando De Jesús Pittau  
Paraguay 3462 PPB "G"  
Ciudad Autónoma de Buenos Aires  
Argentina

Applicant hereby petitions for revival of the above-identified patent under 37 CFR §1.138(c) on the ground that the application was unintentionally abandoned by failure to pay the Second Maintenance Fee.

Respectfully submitted,



Luis Orlando De Jesus Pittau

Date: 11/03/2010

Please confirm fax arrived successfully. Thank you.

NOV 09 2010

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE, Approved for use through 03/31/2012, OMB 0651-0018. Docket Number (Optional)

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-0300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6,276,640 Application Number 09/008,327  
Issue Date 08/21/2001 Filing Date 11/03/2010

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or release patent number, if a release) and (2) the application number of the actual U.S. application (or release application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent, 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above — identified patent

☐ is a release of original Patent No. \_\_\_\_\_ original issue date \_\_\_\_\_  
original application number \_\_\_\_\_  
original filing date \_\_\_\_\_

☐ resulted from the entry into the U.S. under 35 U.S.C. 371 of international application \_\_\_\_\_  
filed on \_\_\_\_\_

**CERTIFICATE OF MAILING (37 CFR 1.55(a))**

I hereby certify that this paper ("along with any paper referred to as being attached or enclosed") is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

11/03/2010 Date \_\_\_\_\_ Signature \_\_\_\_\_  
Luis Oriando de Jesus Pittau  
Typed or Printed Name of Person Signing Certificate

RECEIVED

NOV 09 2010

OFFICE OF PETITIONS

(Page 1 of 3)

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 422 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE, Approved for use through 03/31/2012, OMB 0651-0018.

1. **SMALL ENTITY**  
☐ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

2. **LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**  
☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g).

3. **MAINTENANCE FEE (37 CFR 1.20(e)-(g))**  
The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input type="checkbox"/> \$	3 1/2 yr fee	(1551)	<input type="checkbox"/> \$	3 1/2 yr fee	(2551)
<input type="checkbox"/> \$	7 1/2 yr fee	(1552)	<input checked="" type="checkbox"/> \$	7 1/2 yr fee	(2552)
<input type="checkbox"/> \$	11 1/2 yr fee	(1553)	<input type="checkbox"/> \$	11 1/2 yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 1240

4. **SURCHARGE**  
The surcharge required by 37 CFR 1.20(l)(2) of \$ 1540 (Fee Code 1555) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.  
SURCHARGE FEE BEING SUBMITTED \$ 940

5. **MANNER OF PAYMENT**  
☐ Enclosed is a check for the sum of \$ \_\_\_\_\_  
☐ Please charge Deposit Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_  
☒ Payment by credit card. Form PTO-2036 is attached.

6. **AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY**  
☒ The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. CREDIT CARD NUMBER: 5423 - 7084 - 0193 - 2163

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE, Approved for use through 03/31/2012, OMB 0651-0018.

7. **OVERPAYMENT**  
As to any overpayment made please  
OR ☐ Credit to Deposit Account No. \_\_\_\_\_  
☒ Send refund check

**WARNING:**  
Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identify theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2036 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioner/applicant should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent). Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2036 submitted for payment purposes are not retained in the